

PATENT
450100-02860**REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-27, which are hereby amended, are pending. Claims 1, 16, 26 and 27 are independent. Support for this amendment is provided throughout the Specification, as originally filed. No new matter is added by these amendments. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §102 and §103

Claims 1-6, 8, 9, 12 and 26 were rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent No. 5,887,193 to Takahashi, et al. (hereinafter, merely "Takahashi"). Claims 1 and 26 were rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent No. 5,818,439 to Nagasaka, et al. (hereinafter, merely "Nagasaka"). Claim 7 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of U.S. Patent No. 6,288,716 to Humpleman (hereinafter, merely "Humpleman"). Claims 10 and 11 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Shigenobu

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(JP10075424A) (hereinafter, merely "Shigenobu"). Claim 13 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Nonaka (EP 0955635A) (hereinafter, merely "Nonaka"). Claims 14 and 15 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of U.S. Patent No. 5,559,780 to Maeda. Claims 16, 20, 21, 24 and 27 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takashi in view of JP 10-269757, which corresponds to U.S. Patent No. 6,678,462 to Chihara (hereinafter, merely "Chihara"). Claims 21-23 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Chihara and further in view of Shigenobu. Claim 25 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Chihara and further in view of Nonaka. Claim 17 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Chihara and further in view of Kimura (JP 10-187380A). Claim 18 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Takahashi in view of Chihara and further in view of Kimura and yet further in view of Humpleman.

III. RESPONSE TO REJECTIONS

Claim 1 recites, *inter alia*:

"A portable recording and/or reproduction apparatus for recording and/or reproducing data..."

recording and/or reproduction means for recording and/or reproducing data onto and/or from the storage medium;

communication means for communicating with an external apparatus;

producing means for producing information for an

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operation screen including an area for displaying data stored in said storage medium and corresponding to said recording and/or reproduction means;

transmission control means for controlling said communication means to transmit the information for the operation screen to the external apparatus; and

control means for controlling said recording and/or reproduction means in accordance with the operation screen displayed on the external apparatus when said communication means receives the information for the operation screen." (emphasis added)

As understood by Applicants, Takahashi relates to a control system that includes a plurality of peripheral devices and a controller connectable to the plurality of peripheral devices via a common communication line for unitarily controlling the plurality of peripheral devices. The controller is arranged to be connected to read control information stored in an arbitrary number of peripheral devices via the communication line into a predetermined memory area of the controller in a predetermined format so that the controller can control the arbitrary number of peripheral devices.

As understood by Applicants, Nagasaka relates to a video viewing assist method and a video playback system for provided information that helps a user, who is viewing content, to remember previously viewed content of a video program. The user receives content information from a content server via a network connection.

Chihara relates to a video tape recorder (VTR) that can be programmed to record a desired television broadcast. If remaining storage capacity becomes insufficient, part of the programming information is transferred to a server via a telephone line.

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Applicants submit that nothing has been found in Takahashi, Nagasaka or Chihara, taken alone or in combination, that would teach or suggest the above-identified features of claim 1. Specifically, Applicants submit that there is no teaching or suggestion of a portable recording and/or reproduction apparatus the producing means and the control means, as recited in claim 1. Therefore, Applicants submit that independent claim 1 is patentable.

Independent claim 26 is similar in scope and is patentable for similar reasons.

Independent claim 16 recites, *inter alia*:

“A portable recording and/or reproduction apparatus for recording and/or reproducing data onto and/or from a storage medium

discrimination means operable for discriminating a type of the external apparatus based on the transmission request information when transmission request information for requesting transmission of data is received from the external apparatus through said communication means...”
(emphasis added)

Applicants submit that nothing has been found in Takahashi, Nagasaka or Chihara, taken alone or in combination, that would teach or suggest the above-identified features of claim 16. Specifically, Applicants submit that there is no teaching or suggestion of a portable recording and/or reproduction apparatus or discrimination means operable for discriminating a type of the external apparatus based on the transmission request information, as recited in claim 16. Therefore, Applicants submit that independent claim 16 is patentable.

Independent claim 27 is similar in scope and is patentable for similar reasons.

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450100-02860**IV. DEPENDENT CLAIMS**

The other claims are dependent from one of the independent claims, discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

CONCLUSION


In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference, or references, it is respectfully requested that the Examiner specifically indicate those portions of the reference, or references, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

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